

MAR 8 1985

Thompson
Duane Marine
COPY MT

CARPENTER, BENNETT & MORRISSEY

JAMES D. CARPENTER (1909-1972)

THOMAS L. MORRISSEY
ARTHUR M. LIZZA
WARREN LLOYD LEWIS
LAURENCE REICH
STANLEY WEISS
JOHN C. HEAVEY
JOHN E. KEALE
EDWARD F. RYAN
JAMES J. CROWLEY, JR.
JOHN P. DWYER
DAVID M. McCANN
MICHAEL S. WATERS
ANTHONY C. FAMULARI
JAMES G. GARDNER
JOHN F. LYNCH, JR.
FRANCIS X. O'BRIEN
DONALD A. ROMANO

ROBERT E. TURTZ
FRANCIS X. DEE
RUDY B. COLEMAN
EDWARD F. DAY, JR.
DEAN R. MAY
JEROME E. SHARFMAN
IRVING L. HURWITZ
EDWIN R. ALLEY
ROSEMARY J. BRUNO
WILLIAM A. CARPENTER, JR.
ROSEMARY A. HALL
JOHN J. PEIRANO
LINDA B. CELAURO
JOHN D. GOLDSMITH
THOMAS J. LENNON

339564



LAW OFFICES
744 BROAD STREET
NEWARK, N.J. 07102

TELEPHONES
NEW JERSEY 622-7711
(AREA CODE 201)
NEW YORK 943-6530
(AREA CODE 212)

TELEX
139405

TELECOPIER
(201) 622-5314

ELMER J. BENNETT, OF COUNSEL

ALEXANDER COHEN, SPECIAL COUNSEL
MEMBER OF N.Y. AND PA. BARS ONLY

March 7, 1985

Ms. Margaret Thompson
U.S. Environmental Protection Agency
26 Federal Plaza
New York, New York 10278

Re: Duane Marine Salvage Company

Dear Ms. Thompson:

This is to confirm the following modification to the Amendments to the Duane Marine Work Plan issued by your office on March 4, 1985. The amendment to section 1.4 of the work plan will now read:

"The designated generator of the waste removed from the site will be either the phase II contractor, or other appropriate entity or entities, but in no event will it be the United States Environmental Protection Agency or the New Jersey Department of Environmental Protection."

I also understand that the rationale behind the amendment to section 3.2.1, to the effect that all empty drums will be considered hazardous and will be disposed of accordingly, is that it is less costly to dispose of empty drums as hazardous than it is to test them or to triple-rinse them to make them nonhazardous.

As you discussed with my associate, Scott Sheldon, we will be unable to meet with you on March 8, 1985, as planned. However, I understand that you will be available on Monday and Tuesday, March 11 and 12, for a meeting if we desire.

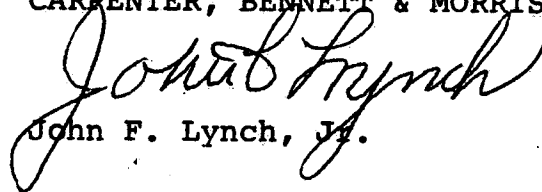
CARPENTER, BENNETT & MORRISSEY

Ms. Margaret Thompson
U.S. Environmental Protection Agency
March 7, 1985
Page 2

Thank you very much for your assistance in this
matter.

Very truly yours,

CARPENTER, BENNETT & MORRISSEY



John F. Lynch, Jr.

JFL:224:dc
cc: Steering Committee